

**MINUTES  
OF THE REGULAR MEETING OF THE  
EDINA CITY COUNCIL  
HELD AT CITY HALL  
JANUARY 19, 2010  
7:06 P.M.**

**ROLLCALL** Answering rollcall were Members Bennett, Brindle, Housh, Swenson and Mayor Hovland.

**CONSENT AGENDA ITEMS APPROVED** Motion made by Member Swenson and seconded by Member Housh approving the Council Consent Agenda with the exception of Item IV.K., Resolution No. 2010-21 supporting Statewide Complete Street Policy.

Rollcall:

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

**\*MINUTES APPROVED – REGULAR MEETING OF JANUARY 5, 2010, WORK SESSION OF JANUARY 5, 2010, AND WORK SESSION OF JANUARY 6, 2010** Motion made by Member Swenson and seconded by Member Housh approving the minutes of the regular meeting of January 5, 2010, work session of January 5, 2010, and work session of January 6, 2010.

Motion carried on rollcall vote – five ayes.

**PUBLIC HEARING HELD ON BA-361 INTERLACHEN CIRCLE NEIGHBORHOOD ROADWAY IMPROVEMENTS – RESOLUTION NO. 2010-15 ADOPTED ORDERING PROJECT** Affidavits of Notice presented and ordered placed on file.

Assistant City Engineer Sullivan presented staff initiated Roadway Improvement Project BA-361 to the Interlachen Circle neighborhood which would reconstruct the existing roadway and make improvements to the water main, sanitary, and storm sewer systems. There would be no changes to the sidewalk or street lighting. The overall project cost was estimated at \$258,600, which included City-owned utility repairs. Funding for the roadway cost would be from special assessment of 100% of the roadway cost. All City-owned utility repairs would be from the respective utility fund. Each single family home would be assessed one residential equivalent unit (REU) estimated at \$9,074. Mr. Sullivan stated staff had analyzed the project and felt it was necessary, cost-effective, and feasible from an engineering standpoint. If approved by the City Council, this project would be grouped with another project to get a better bidding environment.

The Council asked questions of Mr. Sullivan about the pavement management rating, timing of the project, minimal impacts to private property, and funding for the project. Finance Director Wallin explained the City's special assessment policy and how interest rates were calculated.

Mayor Hovland opened the public hearing at 7:22 p.m.

**Public Testimony**

Lynn Hechanova, 5649 Interlachen Circle, addressed the Council.

Chris Bauleke, 5636 Interlachen Circle, addressed the Council.

**Member Swenson made a motion, seconded by Member Housh, to close the public hearing.**

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

Public Works Director Houle and Mr. Sullivan addressed questions raised during public testimony. Staff indicated it was researching the option to relocate the corner streetlight to better light the roadway.

**Member Swenson introduced and moved adoption of Resolution No. 2010-15, ordering improvement for Interlachen Circle Neighborhood Roadway Reconstruction, Improvement No. BA-361.** Member Housh seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

**PUBLIC HEARING HELD ON BA-374 INTERLACHEN BLUFF NEIGHBORHOOD ROADWAY IMPROVEMENTS – RESOLUTION NO. 2010-16 ADOPTED ORDERING PROJECT** Affidavits of Notice presented and ordered placed on file.

Mr. Sullivan presented the staff initiated roadway improvements to the Interlachen Bluff neighborhood to reconstruct the existing roadway, add catch basins, install barrier curb and gutter in the bulb of the cul-de-sac, and make minor improvements to utility systems. Sidewalk would not be installed, and no changes would be made to street lighting. The overall project cost was estimated at \$109,200, which included City owned utility repairs. Funding for the roadway cost would be from special assessment of 100% of the roadway cost. All City-owned utility repairs would be from the respective utility fund. Each single family home would be assessed one residential equivalent unit (REU) estimated at \$11,350. Mr. Sullivan presented curbing options available for consideration that would increase the REU to an estimated \$12,800. He advised staff had analyzed the project and felt it was necessary, cost-effective, and feasible from an engineering standpoint. It was noted that if approved by the City Council, this project would be grouped with another to increase economy of scale.

Mayor Hovland opened the public hearing at 7:46 p.m.

**Public Testimony**

Scott MacDonald, 5040 Interlachen Bluff, addressed the Council.

Anita Silver, 5060 Interlachen Bluff, addressed the Council.

John Huepenbecker, 5061 Interlachen Bluff, addressed the Council.

**Member Housh made a motion, seconded by Member Bennett, to close the public hearing.**

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

Mr. Sullivan and Mr. Houle addressed questions raised during public testimony. The Council and City Manager Hughes discussed the curb style proposed and resident's request to replace existing surmountable curb with bulkhead curb to provide a consistent project aesthetic. Mr. Hughes explained why approval of the request for bulkhead curb and gutter, which would also improve storm water function, would not create a precedent. Following debate, Council consensus was reached to revise the project to replace all surmountable curb with bulkhead curb at the City's cost.

**Member Housh introduced and moved adoption of Resolution No. 2010-16, ordering improvement for Interlachen Bluff neighborhood roadway improvements, Improvement No. BA-374, including the replacement of surmountable curb with**

**bulkhead curb for the entire project to be funded from the Storm Water Fund.**

Member Bennett seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

**\*AWARD OF BID – TORO 3500 ROTARY ROUGH MOWER – BRAEMAR GOLF COURSE** Motion made by Member Swenson and seconded by Member Housh awarding the bid for Toro 3500-D rotary rough mower, Braemar Golf Course, to the recommended low bidder, MTI Distributing at \$25,917.13.

Motion carried on rollcall vote – five ayes.

**\*AWARD OF BID – TORO 5210-D REELMASTER FAIRWAY MOWER – BRAEMAR GOLF COURSE** Motion made by Member Swenson and seconded by Member Housh awarding the bid for Toro 5210-D Reelmaster fairway mower, Braemar Golf Course, to the recommended low bidder, MTI Distributing at \$36,943.10.

Motion carried on rollcall vote – five ayes.

**\*AWARD OF BID – LOW VOLTAGE/CABLING – EDINA PUBLIC WORKS BUILDING** Motion made by Member Swenson and seconded by Member Housh awarding the bid for Edina public works building, low voltage/cabling, to the recommended low bidder, Structured Network Solutions, Inc. at \$27,278.00.

Motion carried on rollcall vote – five ayes.

**\*AWARD OF BID – ACCESS AND SECURITY SYSTEM – EDINA PUBLIC WORKS BUILDING** Motion made by Member Swenson and seconded by Member Housh awarding the bid for Edina public works building, access and security system, to the recommended low bidder, ProTec Design at \$125,065.34.

Motion carried on rollcall vote – five ayes.

**\*AWARD OF BID – 2010 FUEL PURCHASE** Motion made by Member Swenson and seconded by Member Housh awarding the bid for 2010 fuel purchase to the recommended low bidder, Yocum Oil Company, Inc. as follows: gasoline – 72,000 gallons at \$2.0948 per gallon; bio-diesel fuel summer blend – 25,725 gallons at \$2.2416 per gallon; and, bio-diesel winter blend – 18,375 gallons at \$2.2916 per gallon.

Motion carried on rollcall vote – five ayes.

**RESOLUTION NO. 2010-17 ADOPTED ACCEPTING VARIOUS DONATIONS** Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Swenson introduced and moved adoption of Resolution No. 2010-17 accepting various donations.** Member Bennett seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

**\*ORDINANCE NO. 2010-01 ADOPTED – INCREASING CERTAIN FEES** Motion made by Member Swenson and seconded by Member Housh waiving Second Reading adopting Ordinance No. 2010-01, planning fees for 2010.

Motion carried on rollcall vote – five ayes.

**\*METROPOLITAN COUNCIL AGREEMENT FOR AFFORDABLE HOUSING AMENDED** Motion made by Member Swenson and seconded by Member Housh

approving amendment to cooperative agreement, Metropolitan Council Family Affordable Housing Program.

Motion carried on rollcall vote – five ayes.

**\*RESOLUTION NO. 2010-19 ADOPTED – CALLING PUBLIC HEARING REGARDING POSSIBLE SALE OF CAPITAL IMPROVEMENT PLAN BONDS – FEBRUARY 16, 2010** Motion made by Member Swenson and seconded by Member Housh to adopt Resolution No. 2010-19, calling public hearing on the intention to issue general obligation capital improvement plan bonds and the proposal to adopt a capital improvement plan for 2010 through 2014 under Minnesota Statutes, section 475.521.

Motion carried on rollcall vote – five ayes.

**\*EDINA COMMUNITY HEALTH COMMITTEE REAPPOINTMENT** Motion made by Member Swenson and seconded by Member Housh endorsing the Mayor's recommendation for the reappointment of Alan Lifson to the Edina Community Health Committee for a term ending February 1, 2013.

Motion carried on rollcall vote – five ayes.

**\*RESOLUTION NO. 2010-20 ADOPTED – RENEWAL OF DELEGATION AGREEMENT WITH MINNESOTA DEPARTMENT OF HEALTH AUTHORIZED** Motion made by Member Swenson and seconded by Member Housh to adopt Resolution No. 2010-20, renewing the delegation agreement between the City of Edina and the Minnesota Department of Health.

Motion carried on rollcall vote – five ayes.

**COMMUNITY HEALTH SERVICES AGREEMENT WITH BLOOMINGTON RENEWED – PUBLIC HEALTH EMERGENCY PREPAREDNESS AGREEMENT WITH BLOOMINGTON RENEWED –PUBLIC HEALTH EMERGENCY RESPONSE (PHER 1/11/111) AGREEMENT WITH BLOOMINGTON APPROVED** Karen Zeleznak, Director

of Bloomington Public Health, presented a brief report on public health and public health emergency response services provided on the behalf of Edina. She updated the Council on upcoming flu clinics, availability of H1N1 vaccines, and answered questions of the Council.

Eileen O'Connell, Director of Bloomington Public Health Promotions, stated she would research dates of school presentations and early childhood screening. The Council commented on the need to assure Edina's residents were receiving the services needed. Ms. Zeleznak explained their application process for various grant applications. **Member Housh made a motion, seconded by Member Swenson, renewing the 2010 Community Health Services Agreement with Bloomington and the 2010 Public Health Emergency Preparedness Agreement with Bloomington, and approving the 2010 agreement with Bloomington for Public Health Emergency Response (PHER 1/11/111) Services.**

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

**TRAFFIC SAFETY REPORT OF JANUARY 6, 2010 RECEIVED** Mr. Houle presented the January 6, 2010, Traffic Safety Report and request to post a "No Parking/Standing/Waiting" sign on the east side of Grimes Avenue between the entrance to Weber Park and the intersection of Grimes and Inglewood Avenues. Staff recommended signs be posted on northbound Grimes Avenue 30 feet south of Inglewood Avenue, and on Inglewood Avenue, 30 feet east of Grimes Avenue, that stated "No Parking Here To Corner." An advisory sign would be attached to these signs that read: "No Vehicle Standing or Waiting." **Member Housh made a motion,**

**seconded by Member Bennett, accepting the January 6, 2010 traffic safety report in its entirety.**

Ayes: Bennett, Brindle, Housh, Swenson, Hovland  
Motion carried.

**RESOLUTION NO. 2010-21 ADOPTED – STATEWIDE COMPLETE STREETS POLICY SUPPORTED**

A brief discussion was held of the Council's support for the proposed policy. **Member Bennett introduced and moved adoption of Resolution No. 2010-21, expressing support of a statewide complete streets policy.** Member Swenson seconded the motion.

Ayes: Bennett, Brindle, Housh, Swenson, Hovland  
Motion carried.

**\*HEARING DATE SET (APRIL 12, 2010) – BOARD OF APPEALS & EQUALIZATION**

**Motion made by Member Swenson and seconded by Member Housh setting public hearing date of April 12, 2010, 5:30 p.m., for the Board of Appeal and Equalization.**

Motion carried on rollcall vote – five ayes.

**\*CLEAR WIRE ANTENNA LEASES APPROVED** Motion made by Member Swenson and seconded by Member Housh approving the lease with Clearwire, LLC for installation of broadband antennas on Van Valkenburg, Gleason Road, and Community Center water towers.

Motion carried on rollcall vote – five ayes.

**COMMUNITY COMMENT**

Betsy Robinson, 5021 Ridge Road, representing Ridge Road residents, requested a mill and overlay of Ridge Road to create a smooth surface and correct storm water drainage issues but without curb or widening the pavement. The Council referred this request to staff for investigation and report at a meeting in February, 2010.

**\*CONFIRMATION OF CLAIMS PAID** Motion made by Member Swenson and seconded by Member Housh approving payment of the following claims as shown in detail on the Check Register dated January 7, 2010, and consisting of 23 pages: General Fund \$313,888.52; Communications Fund \$8,320.59; Working Capital Fund \$26,197.53; Art Center Fund \$223.42; Golf Dome Fund \$2,011.05; Golf Course Fund \$12,646.15; Ice Arena Fund \$2,984.24; Edinborough/Centennial Lakes Fund \$2,398.41; Liquor Fund \$338,127.89; Utility Fund \$18,956.07; Storm Sewer Fund \$679.50; TOTAL \$726,433.37 and for approval of payment of claims dated January 14, 2010, and consisting of 29 pages: General Fund \$275,006.72; Communications Fund \$12,145.77; Police Special Revenue \$97.93; Working Capital Fund \$39,708.71; Art Center Fund \$2,464.94; Golf Dome Fund \$66.03; Aquatic Center Fund \$572.19; Golf Course Fund \$9,946.23; Ice Arena Fund \$24,723.50; Edinborough/Centennial Lakes Fund \$22,768.74; Liquor Fund \$309,256.42; Utility Fund \$418,164.61; Storm Sewer Fund \$4,995.74; Recycling Fund \$37,077.90; PSTF Agency Fund \$3,825.58; TOTAL \$1,160,821.01; and, Credit Card Transactions dated November 26, 2009 – December 28, 2009; TOTAL \$6,857.47.

Motion carried on rollcall vote – five ayes.

**ORDINANCE NO. 2010-02 ADOPTED – AMENDING UTILITY FEES** Mr. Hughes reminded the Council that first reading had been granted on January 5, 2010, noting that the ordinance provided that the Morningside area would have a tiered rate structure based on the water consumption tiers established for the rest of Edina. Mr. Hughes noted that since first reading was granted, staff had prepared a revision to the ordinance which provided for a flat rate structure for Morningside rather than a tiered structure as previously approved. He noted that if the Council wished to approve this revision, it

**Minutes/Edina City Council/January 19, 2010**

would result in a flat rate of \$2.23 per water unit for the Morningside area. The Council discussed the tiered rates versus a fixed rate for Morningside noting that, since water is provided from Minneapolis, it might be better to follow the fixed rate practice of that City. Council members also noted that policies involving lawn watering followed the Minneapolis policies and therefore the rate structure should also follow the Minneapolis non-tiered structure. The Council acknowledged that utility rates would be discussed again at the end of 2010. Member Bennett requested that discussion of rates at that time should also include an analysis of how we were meeting goals based on the tiered rate structure and the validity of the rate of \$.34 as a component of the \$1.65 cost estimated by the Finance Department. She also asked that any studies on new rates should be submitted to the Council for study prior to work sessions on the topic. **Member Swenson made a motion to grant second reading to Ordinance No. 2010-02 as amended to include a flat rate for the Morningside area of \$2.23 per unit. Member Housh seconded the motion.**

Ayes: Bennett, Brindle, Housh, Swenson, Hovland

Motion carried.

The Council asked staff to determine whether the water billing could more effectively present conservation usage.

There being no further business on the Council Agenda, Mayor Hovland continued the meeting at 9:33 p.m. to the Mayor's Conference Room to complete deliberation of potential advisory board, committee, and commission appointments.

Respectfully submitted,

---

Debra A. Mangen, City Clerk

Minutes approved by Edina City Council, February 1, 2010.

---

James B. Hovland, Mayor

Video Copy of the January 19, 2010, meeting available.